

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

**FILED**

2006 MAR 7 10:56 AM

U.S. DISTRICT COURT  
EASTERN DIST. TENN.

BY \_\_\_\_\_ DEPT. CLERK

THORNTON, MICHAEL J., and wife  
TAYNIA L. THORNTON,

Plaintiff/Counter-Defendants,

v.

Civil Action No. 03:04-cv-435

THE SMALL BUSINESS ADMINISTRATION,  
an AGENCY of GOVERNMENT of  
THE UNITED STATES OF AMERICA;  
ALLEN J. WARE, JR., as his capacity as Trustee;  
and ROBERT CROWE d/b/a  
CROTEC ELECTRONIC CONTROLS,

Defendants/Cross-Defendants,

and

ROBERT CROWE d/b/a  
CROTEC ELECTRONIC CONTROLS,

Defendant/Cross-Plaintiff/Counter-Plaintiff. )

**DEFAULT JUDGMENT**

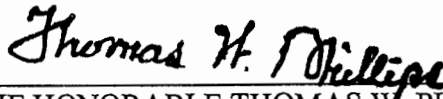
It appearing to the Court that the Plaintiffs/Counter-Defendants, Michael J. Thornton and Taynia L. Thornton ("Thorntons"), have failed to plead or otherwise respond to the Counterclaim filed by Defendant/Cross-Plaintiff/Counter-Plaintiff Robert Crowe d/b/a Crotec Electronic Controls ("Crotec"), and Default having been entered against the Thornton; upon application by Crotec and upon the Affidavit of Jack M. Tallent, II that Crotec is entitled to a declaratory judgment against the Thorntons; that the Thorntons had been defaulted for failure to plead or otherwise respond pursuant to Rule 55(a) of the Federal Rules of Civil Procedure; it is hereby

ORDERED, ADJUDGED, and DECREED that Crotec have a declaratory judgment in its favor and that

1. Crotec is declared to be the rightful and sole owner of the real property and improvements located at 5144 Knoxville Highway, Coalfield, Tennessee 37840 ("Property") free and clear of any claims or interests of Michael J. Thornton and Taynia L. Thornton and of their successors and/or assigns; and
2. All clouds or defects upon the title of the Property related to this lawsuit be removed.

This judgment is entered by the Court at the request of Crotec and upon the Affidavit of Jack M. Tallent, II, detailing that Crotec is entitled to its relief sought in Crotec's Counterclaim, in accordance with Rule 55(b) of the Federal Rules of Civil Procedure.

ENTERED THIS 6<sup>th</sup> DAY OF MARCH, 2006.

  
\_\_\_\_\_  
THE HONORABLE THOMAS W. PHILLIPS, UNITED  
STATES DISTRICT COURT JUDGE

**APPROVED FOR ENTRY:**

By: s/Jack M. Tallent, II  
Jack M. Tallent, II, BPR# 004262  
Paul E. Helton, BPR# 021515  
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*Attorneys for Defendant/Cross-Plaintiff/Counter-Plaintiff*  
*Robert Crowe d/b/a Crotec Electronic Controls*